

LML  
Karas, J.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
SEAN L. SUAREZ,

Plaintiff,

vs.

FIDELITY NATIONAL TITLE INSURANCE  
COMPANY, et al.,

Defendants.  
-----X

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DOC #: \_\_\_\_\_  
DATE FILED: \_\_\_\_\_

Case No. 08 Civ. 1955 (KMK)

4 all related cases

08 CV 1317

08 CV 1729

08 CV 1597

08 CV 1955

08 CV 1494

08 CV 1547

08 CV 1830

**STIPULATION EXTENDING DEADLINE TO RESPOND TO THE COMPLAINT AND  
STAYING ALL PROCEEDINGS PENDING DETERMINATION BY THE JUDICIAL  
PANEL ON MULTIDISTRICT LITIGATION OF MOTION FOR COORDINATED OR  
CONSOLIDATED PRETRIAL PROCEEDINGS**

IT IS HEREBY STIPULATED AND AGREED by Plaintiff and Defendants, in  
the above-captioned action, through their undersigned counsel, as follows:

- 1) The undersigned attorneys for Defendants shall accept service of the Complaint in the above-captioned action on behalf of those Defendants listed below each attorney's respective signature block.
- 2) All proceedings in the above-captioned action shall be stayed until the Judicial Panel on Multidistrict Litigation determines the pending Motion for Transfer of Actions Pursuant to 28 U.S.C. § 1407 for Coordinated or Consolidated Pretrial Proceedings filed in *In re Title Insurance RESPA and Antitrust Litigation* (the "MDL Motion"). The continued stay of all proceedings is conditioned upon (1) the inclusion of a similar stay of proceedings in any stipulations filed after the date of this stipulation in any action that is the subject of the MDL Motion, or (2) a request for the Court in any such action to enter a stay of all proceedings.

3) Defendants shall not be obligated to answer, move against, or otherwise respond to the Complaint in the above-captioned action until 45 days after the later of: (1) this Court determines whether the above-captioned action shall be consolidated with all other actions involving common questions of law or fact, (2) the filing of a consolidated complaint, or (3) the Judicial Panel on Multidistrict Litigation determines the pending MDL Motion (the "Response Date").

4) Plaintiff shall not be obligated to oppose any motion to dismiss by any Defendant until 60 days after the Response Date.

5) Defendants shall have 30 days to reply to Plaintiff's opposition to any motion to dismiss.

6) Nothing in this stipulation shall be construed as a waiver of any party's right to seek or oppose transfer, coordination and/or consolidation of this action with any other action.

7) This stipulation may be executed in counterparts, including by signature transmitted by facsimile.

Dated: New York, New York  
March 24, 2008

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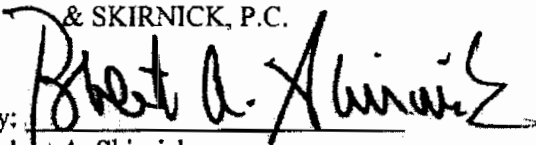
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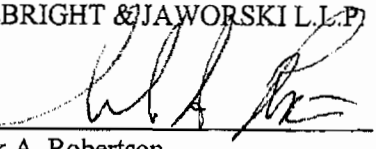
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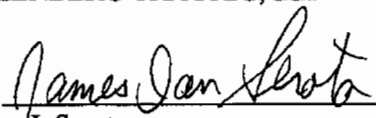
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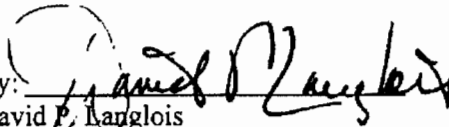
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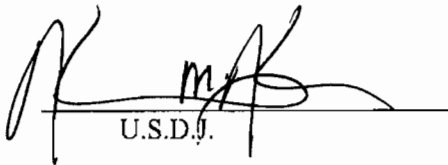
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SO ORDERED:

  
U.S.D.J.

DATED 3/25/08